

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 WADE ALAN KNIGHT,

4 Plaintiff,

Case No. 3:19-cv-00562-MMD-WGC

ORDER

5 v.

6 COUNTY OF ELKO, *et al.*,

7 Defendants.  
8

9 **I. DISCUSSION**

10 This action is a *pro se* civil rights complaint filed pursuant to 42 U.S.C. § 1983 by  
11 an individual who has been released from the custody of the Nevada Department of  
12 Corrections. On September 11, 2019, Plaintiff submitted an application to proceed *in*  
13 *forma pauperis* for prisoners. (ECF No. 1). On September 16, 2019, the Court issued an  
14 order informing the Plaintiff that the application to proceed *in forma pauperis* was  
15 incomplete and directed Plaintiff to correct the deficiency of the application within thirty  
16 (30) days. (ECF No. 3). Thereafter, on September 20, 2019, Plaintiff filed a Notice of  
17 Change of Address (ECF No. 4).

18 The Court now directs Plaintiff to file an application to proceed *in forma pauperis*  
19 by a non-prisoner within thirty (30) days from the date of this order or pay the full filing  
20 fee of \$400. The Court will retain Plaintiff's civil rights complaint (ECF No. 1-1) but will  
21 not file it until the matter of the payment of the filing fee is resolved.

22 **II. CONCLUSION**

23 For the foregoing reasons, IT IS ORDERED that Plaintiff's application to proceed  
24 *in forma pauperis* for prisoners (ECF No. 1) is DENIED as moot.

25 IT IS FURTHER ORDERED that the Clerk of the Court SHALL SEND Plaintiff the  
26 approved form application to proceed *in forma pauperis* by a non-prisoner, as well as the  
27 document entitled information and instructions for filing an *in forma pauperis* application.

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1 IT IS FURTHER ORDERED that within **thirty (30) days** from the date of this order,  
2 Plaintiff shall either: (1) file a fully complete application to proceed *in forma pauperis* for  
3 non-prisoners; or (2) pay the full filing fee of \$400.

4 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,  
5 dismissal of this action may result.

6 IT IS FURTHER ORDERED that the Clerk of the Court shall retain the complaint  
7 (ECF No. 1-1) but shall not file it at this time.

8 DATED: September 23, 2019.

9  
10 William G. Cobb  
11 UNITED STATES MAGISTRATE JUDGE  
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